



Fox Rothschild LLP  
ATTORNEYS AT LAW


101 Park Avenue, Suite 1700  
New York, NY 10178  
Tel 212.878.7900 Fax 212.692.0940  
www.foxrothschild.com

MATTHEW C. BERGER  
Direct Dial: (646) 601-7658  
Email Address: MBERGER@FoxRothschild.com

January 31, 2022

**VIA ECF**

The Honorable Vernon S. Broderick  
United States District Judge  
United States District Court  
Southern District of New York  
Thurgood Marshall United States Courthouse  
40 Foley Square, Room 415  
New York, NY 10007

APPLICATION GRANTED  
SO ORDERED   
VERNON S. BRODERICK  
U.S.D.J. 02/01/2022

**Re: *Angel Ayala v. BL 62 West 9<sup>th</sup> St, LLC., et al. (20-cv-05233 (VSB))***

Dear Judge Broderick:

Defendants BL 62 West 9<sup>th</sup> St, LLC d/b/a Casa Apicii, BL 62 West 9<sup>th</sup> Management, LLC, Apicii, LLC, Apicii Advisors, LLC, Apicii Management, LLC, Thomas A. Dillon, and Bernard Schwartz (collectively, "Defendants") write with the consent of plaintiff Angel Ayala to request an extension of time to submit a revised proposed settlement agreement.

Pursuant to the Court's January 10, 2022 Order, Your Honor directed the parties to submit a revised proposed settlement agreement within 21 days or advise the Court of the parties' intention to abandon the settlement. Unfortunately, Defendants have not been responsive to our requests to discuss same. Accordingly, we respectfully request an additional three (3) weeks, until February 21, 2022, to submit a revised proposed settlement agreement to give the parties enough time to confer with our respective clients and revise the proposed settlement agreement, or withdraw as counsel to this action.

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New Jersey	New York	North Carolina	Pennsylvania	South Carolina	Texas	Virginia	Washington	



The Court's attention to this matter is appreciated.

Respectfully submitted,

FOX ROTHSCHILD LLP

*/s/ Matthew C. Berger*

Matthew C. Berger

cc: All Counsel of Record (*via* ECF)